

APPLICANT(S): Ben-Oren, Ilan et al

SERIAL NO.: 10/784,117

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## REMARKS

### Status of Claims

Claims 1-5 and 13-71 are pending in the application.

Claims 1, 3 and 4 have been voluntarily amended for clarification only. This amendment does not narrow the scope of the claim, nor is it being made for reasons of patentability.

New claim 71 has been added. Applicants submit that the new claim (Claim 71) belongs to Group I and does not include a new species.

### Response to restriction requirement

In the Restriction Requirement, the Examiner contended that the Application contains claims directed to Group I drawn to methods for diagnosing gastric disorder, and Group II, drawn to substrate.

Applicants elect to prosecute claims 1-5 and 13-71 of Group I drawn to methods for diagnosing gastric disorder.

Claims 6-12 of Group II, drawn to substrate, are withdrawn at this time.

Applicants reserve all rights in these non-elected claims, claims 6-12, to file divisional and/or continuation patent applications.

The Examiner also contended that the Application contains claims directed to the following patentably distinct species and further contended that there are two groups to choose from:

Group A: type of method

1. two meal method
2. one meal method
3. two test method

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Group B: condition being diagnosed

1. dyspepsia
2. irritable bowl syndrome
3. gastric emptying disorder
4. gastric accommodation disorders
5. helicobacter pylori

Applicants elect from **Group A** item number 2 related to **one meal method** which is readable at least upon amended claim 1, claims 2-5, 13-15, 27-70 and new claim 71.

If the Examiner has any questions or comments as to this response, the undersigned may be contacted at the address and telephone number below.

Please charge any fees associated with this paper to deposit account No. 50-3400.

Respectfully submitted,



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